

MINUTES OF THE REGULAR MEETING OF THE GRANTSVILLE CITY COUNCIL HELD ON SEPTEMBER 16, 2009 AT THE GRANTSVILLE CITY HALL, 429 EAST MAIN STREET, GRANTSVILLE, UTAH. THE MEETING BEGAN AT 7:00 P.M.

AGENDA:

1. **Roll Call – Mayor and Council Members:** Council Members Tom Tripp, Brent Marshall, Paul Rupp, Todd Castagno, and Mike Johnson. Mayor Byron Anderson was excused.

Councilman Johnson made a motion to elect Councilman Marshall as Mayor Pro Tempore for this meeting. Councilman Rupp seconded the motion. All voted in favor and the motion carried.

Appointed Officers and Employees Present: Public Works Director Joel Kertamus, Attorney Ron Elton, Chief of Police Dan Johnson and City Recorder Rachel Wright.

Citizens and Guests Present: Terry Linares, Missy Thompson, Colleen Brunson, Jason Waite, Daniel Lee, Mike Colson, Barbara Grygerczyk, Jill Thomas, Erik Stromberg, and members of the fire department.

Brent Marshall Mayor Pro Tempore welcomed Scout Troop 1067.

2. **Summary Action Items**

- a. Approval of Minutes of the September 02, 2009 City Council meeting.
- b. Approval of Business Licenses for Bibbety Bobbity Do's, Restore it Carpet Care, Tip Toe Dance Studio, and Harvest Lane Honey LLC.
- c. Approval of Bills in the sum of \$606,464.42.
- d. Personnel Matters (none).

John Waite was present representing Harvest Lane Honey. Councilman Tripp asked Mr. Waite to explain what his business entailed. Mr. Waite stated that he will be raising bees and selling honey. Councilman Tripp asked about the location of the bee hives. Mr. Waite stated they are in the back of the lot which is $\frac{3}{4}$ of an acre. He stated his neighbors signed a petition indicating that the honey bees have not been a nuisance. Councilman Johnson stated he was satisfied with the letter from the Utah County Beekeepers Association attached to the Conditional Use Permit explaining the importance of honey bees.

Mayor Pro Tem Marshall explained that the large amount for bills was for the purchase of underground water rights which was paid by water impact fees and that the Durfee Street project used Class C funds, and the sewer upgrade used sewer impact fees. He stated the amount from the general fund was approximately \$67,000.00.

Motion: Councilman Johnson made a motion to approve the summary action items. Councilman Tripp seconded the motion. All voted in favor and the motion carried.

3. **Presentation to Fire Department (Supt. Terry Linares).**

Superintendent of Schools Terry Linares presented the Fire Department and Police Department a letter of appreciation, a plaque and a banner for their efforts in handling the Grantsville Elementary School fire. She stated the School Board and staff all wanted to express their appreciation for the hard work they did in responding to the fire at the Grantsville Elementary this past summer. She stated she was very impressed with the skill and cooperation of the Fire Department and Police Department in responding to the fire. She stated the City Council should be very proud of the service the Fire Department and Police Department do for the City.

Ms. Linares also presented a letter of appreciation, a plaque and a book to the Mayor. She stated her appreciation for the job he does and for his leadership of the City. She stated she wanted to express her appreciation to the City for helping move seventeen portables in three weeks. She expressed her appreciation for the Mayor and City Council for the decisions they make and for the service they give to the City.

4. **Request to extend water service outside of City limits (Steve Burgess).**

Steve Burgess was present. He requested that he be allowed to connect his residential property just west outside of the City limits to the City culinary water system. He stated he has high salt content on his property and his well system is not working. He stated the high salt content of his well has prevented him from using it. Attorney Elton stated Mr. Burgess has said he is willing to sign an agreement with the City. Attorney Elton stated the

agreement would require Mr. Burgess to install the line at his cost and under direction of the City Public Works Department, that Mr. Burgess would annex his property into the City limits when required and that he would need to pay an indoor capital facilities and water rights impact fee to the City. Mr. Burgess stated he would be willing to enter into such an agreement with the City.

Motion: Councilman Johnson made a motion to approve the waterline service extension requested by Steve Burgess upon condition that he enter an agreement with the City upon such terms and conditions as would be required by the City Attorney, including an agreement to annex, payment of impact fees and compliance with the directions of the Public Works Department and City Ordinances. Councilman Rupp seconded the motion. All voted in favor and the motion carried.

5. Consideration of fee waiver for Grantsville High School (Chris Williams).

Chris Williams was present representing the Grantsville High School construction class. He asked the Council to consider waiving all City fees associated with their construction of a home this school year in Grantsville. Building Inspector Mike Haycock stated that in the past all the fees were waived minus the building inspector fees. Attorney Elton stated he attended a meeting with the Utah League of Cities and Towns where it was stressed that the City may waive impact fees but if they are waived then the City would need to pay the waived fees from the general fund. Attorney Elton stated other building fees may be waived at the discretion of the Council, without replacement but not the impact fees. Building Inspector Mike Haycock stated that around \$2,000.00 could be waived without affecting the general fund. Councilman Tripp stated he is reluctant to waive all of the fees because of the City's cash situation. Councilmen Johnson and Marshall concurred. They all felt the class is a great program for the high school students, but stated they are concerned with paying back the impact fees from the general fund with the current cash situation.

Motion: Councilman Tripp made a motion to waive the City's building permit and plan check fee for the High School project, and to reconsider waiving impact fees after the first of the new year so the City can reevaluate its budget and cash concerns at that time. Councilman Castagno seconded the motion. All voted in favor and the motion carried.

6. Declaration and disposition of surplus weapons (Police Department).

Police Chief Danny Johnson was present. He stated the seized weapons have been cleared by the court and can now be sold to a state firearms dealer. He stated they will use the money from the sale of the surplus weapons to purchase ammunition for target practice.

Motion: Councilman Castagno made a motion to declare and authorize the disposition of an EEA Bounty Hunter 45 Cal. Long Colt Serial Number T4389, a laser sighted Glock 19 Serial Number DX446 and a New England shotgun 20 gauge single shot Serial Number NW240957 and to authorize the police department to exchange the guns or use the proceeds to acquire ammunition for the department. Councilman Johnson seconded the motion. All voted in favor and the motion carried.

7. Consideration of approval of new position and job description for Lieutenant (Chief Danny Johnson).

Police Chief Danny Johnson stated that as part of the City being complaint with FEMA (NIMS) regulations the City is required to have a command staff that is three deep. He stated he is asking for the council to approve a Lieutenant job description and to re-categorize his Sergeants Dan Chamberlain and Steve Barrett to Lieutenants. He indicated that their duties and pay will remain the same. He stated he is asking for this change because their counterparts in the FEMA structure and other police departments are lieutenants and the change will allow them to be able to interact with their peers on an equal basis.

Motion: Councilman Rupp made a motion to approve the job description of Lieutenant for the Police Department. Councilman Castagno seconded the motion. All voted in favor.

Motion: Councilman Castagno made a motion to approve the new job description of lieutenant as presented by Chief Johnson and to promote Dan Chamberlain and Steve Barrett to Lieutenants. Councilman Johnson seconded the motion. All voted in favor and the motion carried.

8. Consideration of revised RFP for Computer Support Services.

Jeremy Walker had been asked by the Mayor to re-bid the RFP for Computer Support Services. He drafted a revised RFP for the Council's consideration. Councilman Tripp stated he felt the estimated fee should be more around 50% of the criteria for the selection of a contractor.

Motion: Councilman Tripp made a motion to authorize the bid for computer services with the criteria of the estimated fee being increased from 30% to 50% and the other four categories being reapportioned accordingly. Councilman Rupp seconded the motion. All voted in favor and the motion carried.

9. Discussion of the future City Rodeo Grounds.

Attorney Elton stated the Public Works Director is ill and was not able to be present to discuss this issue, but wrote a letter to the Council to address his concerns. Mayor Pro Tem Marshall stated Mr. Kertamus is concerned with some safety issues at the rodeo grounds. He stated that a safety audit was conducted and some major safety areas were identified in the study. He stated that most of the major problems were the bleachers and the announcers building. Mr. Kertamus' letter stated that the last rodeo was held in the spring of 2007 and since then the only facility being utilized is the large arena by residents for riding practice. He recommended the demolition of the announcers shack, bucking chutes, and some of the bleachers that are sub standard. He also recommended the removal of the small arena. He stated that with the removal of most of the corrals and bucking chutes that would also enable the public works department to maintain the area because at its' current condition it is all hand work.

The Council asked for remarks from the public on their ideas with the rodeo grounds. Rueben and Robin Quarnberg were in the audience. They stated that the arena grounds are really hard that many people do not want to utilize the rodeo grounds because of taking a chance on injuring their horses. Mr. Quarnberg stated that the ground needs to be worked and maintained. He stated he understands that the City is in a bind on what to do. He stated that the City will have to determine if it is worth maintaining the rodeo grounds. He stated that if it is maintained that he knows people will utilize it. Mrs. Quarnberg stated that some clubs currently use the large arena during the summer but many of them are worried about using the arena because of the condition of the soil. She stated the small arena is not utilized because of the weeds. She stated the City is in a hard situation because to maintain will cost money and manpower. She suggested talking to the clubs and organizations about helping with the maintenance. Councilman Rupp stated that Grantsville is a rural city and feels the City needs to keep the rodeo grounds for residents to utilize. The other council members agreed. Councilman Johnson stated he thinks the shoots need to be removed but that the rodeo grounds be maintained. Councilman Tripp suggested soliciting interest from the public to see what they would like to see happen with the rodeo grounds.

Councilman Castagno asked Reuben Quarnberg what he would suggest removing from the rodeo grounds. Mr. Quarnberg suggested leaving the bucking shoots for now, remove the announcer stand, and keep a small set of bleachers for events. He stated the small arena was created for the high school rodeo because they were required to have two arenas, he stated that with the high school not using the rodeo grounds any longer that the small arena could be removed. Barbara Grygrerczyk asked for the council to not lose the rodeo grounds, that it is Grantsville City heritage. She also recommended talking with the clubs and public. Daniel Lee suggested conducting a comparison on demolition versus maintaining.

Motion: Councilman Tripp made a motion to direct the demolition of the announcer stand and fix any hazards that the Public Works Director deem necessary and to table any other action in order to gain input from the public. Councilman Johnson seconded the motion. All voted in favor and the motion carried.

10. Consideration of Resolution No. 2009-20, approving the City's Municipal Wastewater Planning Program and Self Assessment Report.

Attorney Elton stated the resolution is a self-assessment report and planning tool regarding the City's municipal wastewater plan.

Motion: Councilman Johnson made a motion to approve Resolution 2009-20, a municipal wastewater planning program resolution. Councilman Tripp seconded the motion. All voted in favor and the motion carried.

11. Consideration of Resolution No. 2009-21, amending development fees.

Attorney Elton stated the fee amendments were recommended by the zoning administrator. Councilman Johnson stated he thinks it should be reviewed annually. Councilman Tripp stated the increases were modest.

Motion: Councilman Tripp made a motion to approve Resolution No. 2009-21, a resolution amending the development fees and costs charged by Grantsville City. Councilman Rupp seconded the motion. All voted in favor and the motion carried.

12. Consideration of Resolution No. 2009-22, amending employee travel policy for City employees.

Mayor Pro Tem stated the proposed travel rate would be reduced 20 cents, from 55 cents to 35 cents per mile. Attorney Elton stated Treasurer Susan Gustin is recommending the reduction as well as the requirement of car pooling to conferences or training or using a city vehicle if available.

Motion: Councilman Rupp made a motion to approve Resolution No. 2009-22, a resolution amending the personnel policies and procedures manual for Grantsville City by reducing the vehicle mileage reimbursement rate for employees and making other amendments to the travel policy.

13. Consideration of Resolution No. 2009-23, reducing bid amount for City procurements.

Councilman Tripp stated that he thinks that the proposal should be further amended to reduce the amount for procurements requiring sealed bids. He suggested lowering the sealed bid from \$35,000.00 to \$20,000.00. Mayor Pro Tem Marshall stated he felt the telephone bids was also too high that it should be lowered to at least \$5,000.00 but less than \$20,000.00. He also suggested lowering the purchase of goods or services not requiring sealed bid should from \$10,000.00 to \$5,000.00

Motion: Councilman Castagno made a motion to approve Resolution No. 2009-23, a resolution revising the general procurement and purchasing policy of Grantsville City regarding purchases to include the following: That purchases of goods and services without any bid may be made if less than \$5,000.00. That three telephone bids must be made for purchases of \$5,000.00 and less than \$20,000.00 and that purchases of \$20,000 and over will require sealed bids. Councilman Johnson seconded the motion. All voted in favor and the motion carried.

14. Consideration of Resolution No. 2009-24, redesignating the purchase agent and establishing procedures for purchase requests.

Attorney Elton stated the Resolution amends the procurement policy to be in compliance with City ordinances by re-designating the purchasing agent of the City as the Finance Director rather than the City Recorder and establishing a formal purchase request procedure.

Motion: Councilman Tripp made a motion a to approve Resolution 2009-24, a resolution revising the general procurement and purchasing policy of Grantsville City regarding the City's purchasing agent and purchase request procedures. Councilman Rupp seconded the motion. All voted in favor and the motion carried.

15. Consideration of approval of change orders for Durfee Street paving project.

Attorney Elton stated that the change order request was for some additional expenses that came up during the Durfee Street paving project because of the lack of road base in certain areas. Councilman Tripp stated that they have to rely on staff to make required decisions.

Motion: Councilman Johnson made a motion to approve the change order request for the Durfee Street paving project for 12,352.00. Councilman Castagno seconded the motion. All voted in favor and the motion carried.

16. Council Information Updates.

Motion: Councilman Johnson made a motion to authorize Mayor Pro Tempore Marshall to sign all the documents approved in these proceedings. Councilman Tripp seconded the motion. All voted in favor and the motion carried.

Approved

Councilman Castagno stated that the Taste of Grantsville program was well attended. He stated that it was held at the City Park this year, which seemed to be a lot more relaxed.

Attorney Elton stated a special meeting needs to be held to canvass the election results.

Motion: Councilman Castagno made to motion hold a special meeting to canvass the election results on September 22, 2009 at 6:00 p.m. and to consider a donation to the FFA and approve any other bills that have come in. Councilman Rupp seconded the motion. All voted in favor and the motion carried.

Councilman Tripp stated that looking over the budget reports it looks as though the City is \$40,000.00 to the good. He stated that there was a Midvalley Highway meeting at 7:00 p.m. tonight. He stated that they have a website www.midvalleyhighway.com that explains the proposals that are being looked at.

Councilman Rupp stated that he received a call from a person that would like to donate a wagon to the City. He stated it would be nice to have a place where people could turn over antiques to the City and then refurbish them. Councilman Tripp stated he knows an individual that refurbishes products. He stated he will talk to him.

Building Inspector Mike Haycock stated he is working on an energy efficiency grant. He stated the furnaces in City hall are in need of replacement.

17. Adjourn.

Motion: Councilman Castagno made a motion to adjourn. Councilman Johnson seconded the motion. All voted in favor and the meeting officially adjourned at 8:30 p.m.

Rachel Wright
City Recorder

C. Byron Anderson
Mayor